

CITY COUNCIL
CITY OF ROLLING HILLS ESTATES
LOS ANGELES COUNTY, CALIFORNIA
RESOLUTION NO. 2189

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES
IMPLEMENTING WATER SHORTAGE RESPONSE LEVEL 1**

WHEREAS the State of California is now in its third consecutive year of drought, and in each year of the current drought, annual rainfall and the water content in the Sierra snowpack have been significantly below the amounts needed to fill California's reservoir system; and

WHEREAS the rainfall and snowpack deficits in each year of the current drought have put California further and further behind in meeting its essential water needs; and

WHEREAS statewide, 2008 was the driest spring and summer on record, with rainfall 76 percent below average; and

WHEREAS despite the recent rain and snow, the three year cumulative water deficit is so large there is only a 15 percent chance that California will replenish its water supply this year; and

WHEREAS rainfall levels statewide for the 2008-2009 water year are currently 24 percent below average; and

WHEREAS the second snow pack survey of the 2009 winter season indicated that snow pack water content is 39 percent below normal; and

WHEREAS as of February 23, 2009, storage in the state's reservoir system is at a historic low; and

WHEREAS in response to the severe drought conditions, Governor Arnold Schwarzenegger has declared a state of emergency and ordered immediate actions to address the crisis; and

WHEREAS, the Metropolitan Water District's Board of Directors has already called for water conservation measures throughout its six-county service area by declaring a Water Supply Alert in Southern California and urging cities, counties, local public water agencies and retailers to achieve extraordinary conservation by adopting and enforcing drought ordinances, accelerating public outreach, and developing additional local supplies; and

WHEREAS, on February 24, 2009, the City Council of Rolling Hills Estates adopted Ordinance No. 650 entitled "Water Conservation and Water Shortage Management Plan," which provides for four drought response levels to be implemented during declared water shortages, with increased water restrictions to go in to effect as drought or water shortage conditions worsen.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES HEREBY RESOLVES AS FOLLOWS:

SECTION 1. Water conservation measures are necessary due to an expected water shortage or predicted drought. Accordingly, the following water conservation measures set forth in Rolling Hills Estates Municipal Code Section 13.04.070 shall be implemented effective April 7, 2009 as follows:

SEC. 13.04.070. Water Shortage Response Level 1 – Water Conservation and Water Shortage Management Plan

A Water Shortage Response Level 1 condition is also referred to as a “Water Conservation and Water Shortage Management Plan” condition. When the CITY notifies its residents and businesses that water conservation measures are necessary due to an expected water shortage or predicted drought, the following water conservation requirements shall apply to all persons within the CITY:

(a) **Watering Hours.** No lawn or landscape area shall be watered between the hours of 10:00 a.m. and 4:00 p.m. on any day. This subsection shall not apply to any drip irrigation system approved by the Director of General Services or if the Director of General Services approves in writing an exemption for irrigation system maintenance, leak repair or new planting of low water usage plants or if reclaimed water is utilized as permitted by law.

(b) **Water Fountains and Decorative Water Features.** No business or residential property owner shall operate a decorative fountain or other decorative water feature that does not recycle or re-circulate the water utilized by the device;

(c) **Anti-Waste Measures.** No person shall:

(1) Permit the excess use, loss or escape of water through breaks, leaks or other malfunctions in the water user’s plumbing or distribution system for any period of time after such escape of water should have reasonably been discovered or corrected. All leaks shall be repaired upon discovery, but no later than within seventy-two (72) hours of notification by the CITY unless other arrangements are made with the CITY.

(2) Wash, clean or clear with water walkways, patios, driveways or parking areas, whether paved or unpaved, except by use of a hand-held bucket or similar container or a hand-held hose equipped with a positive shutoff nozzle or by use of a cleaning machine equipped to recycle any water used. In no event shall any water so used be permitted to run off into streets, alleys or storm drains;

(3) Wash or clean with water any vehicle, including, but not limited to any automobile, truck, van, bus, motorcycle, boat or trailer, whether motorized or un-motorized, except by use of a hand-held bucket or similar container or a hose equipped with a positive action quick release shutoff valve or nozzle. This subsection shall not apply to any commercial car washing facility which utilizes a recycling system to capture or reuse water; and

(4) Excessively water any lawn or landscape area and water shall not be permitted to run off lawns or landscape areas onto any gutters, streets or alleys.

(e) **Eating and Drinking Establishments.** All eating and drinking establishments of any kind whatsoever including, but not limited to, any restaurant, hotel, cafe, cafeteria, bar or club, whether public or private, shall only provide drinking water to any person upon receipt of an express request.

(f) **Eating and Drinking Establishments.** All eating and drinking establishment that require washing or cleaning of kitchen or dining room area flooring shall do so using a hand-held bucket or similar container, a mop using bucket or similar container, or “waterbroom” technologies.

(g) **Hotels, Motels and Bed and Breakfasts.** All hotels, motels, or bed and breakfasts shall provide customers with an option of choosing to have towels and linens laundered daily. The establishment shall prominently display notice of this option in each bathroom and sleeping room using clear and easily understood language.

(h) **Automobile Wash Businesses.** On or after January 1, 2012, all “conveyor” style car wash systems shall have installed water recycling systems and have the system operational, or shall have secured a waiver.

(i) **Exceptions.** The provisions of this Section are not applicable to the uses of water which are necessary to protect public health and safety or for essential governmental services, such as police, fire and other similar emergency services.

SECTION 2. The City Clerk shall certify to the adoption of this Resolution and shall keep a copy of same with such other documents and records of proceedings as may be designated by the City Manager.

ADOPTED this 7th day of April 2009.

JUDITH M. MITCHELL, MAYOR

ATTEST:

DOUGLAS R. PRICHARD, CITY CLERK

I HEREBY CERTIFY that the foregoing Resolution No. 2189 was adopted by the City Council of the City of Rolling Hills Estates at a special meeting held thereof on the 7th day of April 2009 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

DOUGLAS R. PRICHARD, CITY CLERK